

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: McClurken, Michael E. Examiner: ROANE, Aaron F.

Serial No.: 10/813,736 Group Art Unit: 3769

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(formerly 13045.0041USW1)

Customer No.: 32047 Confirmation No.: 8083

Title: Fluid-Assisted Medical Devices, Systems and Methods

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**AMENDMENT AND REQUEST FOR CONTINUED EXAMINATION**

This Amendment is in response to the final Official Action mailed July 2, 2009 and is accompanied by a Request For Continued Examination (RCE) under 37 CFR 1.114. Authorization to charge a credit card has been provided upon electronic filing of this amendment for the RCE fee. Applicant(s) respectfully submits the present response is being filed within the three month period from the mailing date of the final office action. Hence, Applicant(s) believes no extension of time fee is required. However, Applicant(s) conditionally petitions for an extension of time to provide for the possibility that the need for such a petition has been inadvertently overlooked. As provided below, please charge Deposit Account No. 50-2121 for any required fee, or for any deficiency in the enclosed fee.

Applicant(s) appreciates the Examiner's thorough examination of the subject application and request reexamination and reconsideration of the subject application in view of the following:

- Amendments to the Claims, beginning on Page 2 of this paper; and
- Remarks, beginning on Page 9 of this paper.